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Attorney's Docket No. 034848/276723

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Bentley *et al.*  
Appl. No.: 10/813,601  
Filed: March 30, 2004  
For: STERICALLY HINDERED POLY(ETHYLENE GLYCOL) ALKANOIC ACIDS  
AND DERIVATIVES THEREOF

Confirmation No.: 4382  
Group Art Unit: 1711  
Examiner Truong, Duc

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(e)**

I, Christopher M. Humphrey, am an attorney of record of the disclaimant, Nektar Therapeutics AL, Corporation, and am authorized to execute this disclaimer on behalf of Nektar Therapeutics AL, Corporation. The disclaimant, Nektar Therapeutics AL, Corporation, having a principal place of business at 490 Discovery Drive, Huntsville, Alabama 35806, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded November 18, 2002 (Reel 013493, Frame 0913) and Change of Name recorded March 4, 2003 (Reel 013467, Frame 0564).

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,495,659, issued December 17, 2002, entitled *Sterically Hindered Poly(Ethylene Glycol) Alkanoic Acids and Derivatives Thereof*, which patent was assigned to the above-identified disclaimant by Assignment recorded November 18, 2002 (Reel 013493, Frame 0913) and Change of Name recorded March 4, 2003 (Reel 013467, Frame 0564).

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,495,659, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,495,659 in the event that it later expires for failure to pay a

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maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,



Christopher M. Humphrey  
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Date: 5/23/05

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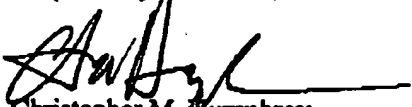
### REMARKS/ARGUMENTS

The undersigned and Examiner Truong spoke briefly by telephone on May 19, 2005. The Examiner requested a terminal disclaimer for U.S. Patent No. 6,495,659, which issued from a related parent application. There was no discussion of prior art or specific claims. In response to the request, Applicants submit herewith a terminal disclaimer with respect to the '659 patent.

It is believed that all pending claims are now in condition for immediate allowance. Applicants request that the Examiner telephone the undersigned should the Examiner have any comments or suggestions in order to expedite examination of this case.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

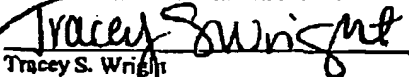
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#### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (703) 872-9398 on the date shown below.

  
Tracey S. Wright

5/23/05  
Date

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